

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 65th LEGISLATURE - REGULAR SESSION

COMMITTEE ON APPROPRIATIONS

Call to Order: Chair Nancy Ballance, on March 22, 2017 at 8:00 AM, in Room 102
Capitol

ROLL CALL

Members Present:

Rep. Randy Brodehl, Vice Chair (R)
Rep. Kelly McCarthy, Vice Chair (D)
Rep. Dan Bartel (R)
Rep. Tom Burnett (R)
Rep. Rob Cook (R)
Rep. Mike Cuffe (R)
Rep. Carl Glimm (R)
Rep. Bradley Hamlett (D)
Rep. Kenneth L. Holmlund (R)
Rep. Mike Hopkins (R)
Rep. Jim Keane (D)
Rep. Jon A. Knokey (R)
Rep. Ryan Lynch (D)
Rep. Jimmy Patelis (R)
Rep. Rae Peppers (D)
Rep. Marilyn Ryan (D)
Rep. Brad Tschida (R)

Members Excused:

Rep. Nancy Ballance, Chair (R)
Rep. Kimberly Dudik (D)
Rep. Janet Ellis (D)
Rep. Donald W. Jones (R)
Rep. Tom Woods (D)

Members Absent: None

Staff Present: Julie Johnson, Legislative Branch
Joe Triem, Legislative Branch
Sherri Row, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 391, 3/15/2017; HB 586, 3/15/2017; HB 592, 3/15/2017; HB 466, 3/15/2017

Executive Action: HB 133, HB 390, HB 391, HB 466, HB 586, HB 592

00:01:17 Vice Chair Brodehl assumed the chair

HEARING ON HB 466

Opening Statement by Sponsor:

00:01:25 Rep. Scott Staffanson (R), HD 35, opened the hearing on HB 466, Allows credit and debit card purchases as evidence for agricultural use estimate.

00:02:30 Rep. Ellis joined the meeting

Proponents' Testimony:

00:03:43 Russel Steinbeisser, Self

00:05:56 Nicole Rolf, Montana Farm Bureau Federation (MFBF)

00:06:42 Kori Anderson, Montana Stockgrowers Association (MSGA)

Opponents' Testimony: None

Informational Testimony:

00:07:25 Larry Flynn, Montana Department of Transportation (MDT)

Questions from Committee Members and Responses:

00:08:00 Rep. Cook

00:08:08 Rep. Staffanson

00:08:28 Larry Flynn, MDT

00:08:51 Rep. Keane

00:09:16 Larry Flynn, MDT

Closing by Sponsor:

00:10:17 Rep. Staffanson

HEARING ON HB 391

Opening Statement by Sponsor:

00:11:27 Rep. Tom Jacobson (D), HD 21, opened the hearing on HB 391, Provide for Montana earned income tax credit.

Proponents' Testimony:

00:14:29 Gene Walborn, Department of Revenue (DOR)

00:16:06 Carin McClain, Montana Credit Unions(MCU)

00:16:36 Rep. Ballance joined the meeting

00:16:48 Heather O'Loughlin, Montana Budget and Policy Center (MBPC)

EXHIBIT(aph59a01)

00:17:26 David Hoffman, NorthWestern Energy (NWE)

Opponents' Testimony: None

Informational Testimony:

00:18:04 Ed Caplis, Department of Revenue (DOR)

Questions from Committee Members and Responses:

00:18:21 Rep. Burnett
00:18:42 Rep. Jacobson
00:19:16 Rep. Burnett
00:20:09 Rep. Jacobson
00:20:51 El Caplis, DOR
00:21:25 Heather O'Loughlin, MBPC
00:22:19 Rep. Burnett
00:23:00 Rep. Jacobson
00:23:19 Rep. Tschida
00:23:55 Chair Ballance
00:24:28 Ed Caplis, DOR
00:24:48 Rep. Ballance
00:26:17 Rep. Jacobson
00:27:48 Chair Brodehl
00:31:31 Rep. Jacobson
00:31:43 Chair Brodehl
00:31:50 Rep. Bartel
00:32:01 Rep. Jacobson
00:32:26 Vice Chair McCarthy
00:35:55 Rep. Jacobson
00:36:18 Heather O'Loughlin, MBPC
00:36:59 Vice Chair McCarthy
00:38:21 Heather O'Loughlin, MBPC
00:38:59 Chair Brodehl
00:39:47 Heather O'Loughlin, MBPC
00:40:35 Rep. Cook
00:40:54 Chair Brodehl

Closing by Sponsor:

00:41:07 Rep. Jacobson

00:41:44 Chair Ballance resumed the chair

HEARING ON HB 586**Opening Statement by Sponsor:**

00:41:55 Rep. Dennis Lenz (R), HD 53, opened the hearing on HB 586, Appropriate funds for City of Laurel water intake project.

[EXHIBIT\(aph59a02\)](#)

Proponents' Testimony:

00:45:58 Tom Nelson, Laurel City Council
00:54:21 Heidi Jensen, City of Laurel
00:57:30 Tim Burton, Montana League of Cities and Towns (MTLCT)
00:58:19 Rep. Ricci
01:01:10 Chair Ballance relinquished the chair to Vice Chair Brodehl
01:01:14 Rep. Ballance
01:03:40 Jeremiah Theys, City of Laurel

Opponents' Testimony:

01:04:19 Andrew Huff, Governor's Office (GOV)

Informational Testimony: None**Questions from Committee Members and Responses:**

01:06:41 Vice Chair McCarthy
01:11:32 Heidi Jensen, City of Laurel
01:11:41 Vice Chair McCarthy
01:17:44 Andrew Huff, GOV
01:18:07 Vice Chair McCarthy
01:18:55 Chair Brodehl
01:18:58 Vice Chair McCarthy
01:20:17 Andrew Huff, GOV
01:20:25 Vice Chair McCarthy
01:24:21 Tom Nelson, Laurel City Council
01:25:18 Vice Chair McCarthy
01:26:51 Rep. Lenz
01:27:51 Rep. Glimm
01:27:56 Rep. Woods joined the meeting
01:28:03 Andrew Huff, GOV
01:28:19 Rep. Glimm
01:37:00 Andrew Huff, GOV
01:37:33 Rep. Glimm
01:38:32 Vice Chair McCarthy
01:39:40 Rep. Hopkins
01:40:00 Andrew Huff, GOV
01:40:17 Chair Brodehl
01:40:24 Rep. Hamlett
01:41:45 Jeremiah Theys, City of Laurel
01:42:57 Rep. Knokey
01:48:35 Andrew Huff, GOV
01:49:22 Rep. Knokey
01:50:07 Rep. Ellis
01:51:01 Heidi Jensen, City of Laurel
01:51:44 Rep. Ellis
01:53:19 Joe Triem, Legislative Fiscal Division (LFD)
01:53:59 Rep. Ellis
01:54:46 Chair Brodehl
01:55:20 Andrew Huff, GOV
01:55:35 Chair Brodehl
01:57:17 Jeremiah Theys, City of Laurel
01:57:28 Heidi Jensen, City of Laurel
01:57:43 Chair Brodehl
01:59:33 Andrew Huff, GOV
01:59:38 Rep. Keane
01:59:57 Rep. Lenz
02:00:13 Rep. Keane
02:01:04 Heidi Jensen, City of Laurel
02:01:22 Rep. Keane

02:01:30 Rep. Lenz
02:02:06 Rep. Tschida
02:03:15 Rep. Lenz
02:03:22 Rep. Keane
02:03:37 Chair Brodehl
02:04:11 Andrew Huff, GOV
02:04:46 Chair Brodehl

Closing by Sponsor:

02:05:06 Rep. Lenz

[EXHIBIT\(aph59a03\)](#)

02:14:23 Rep. Ballance resumed the chair

HEARING ON HB 592**Opening Statement by Sponsor:**

02:15:08 Rep. Daniel Zolnikov (R), HD 45, opened the hearing on HB 592, Appropriating money for security of state information technology systems.

[EXHIBIT\(aph59a04\)](#)

[EXHIBIT\(aph59a05\)](#)

Proponents' Testimony: None

Opponents' Testimony:

02:28:30 Lynne Pizzini, State Information Technology Services Division (SITSD)

Informational Testimony: None

Questions from Committee Members and Responses:

02:29:43 Rep. Burnett
02:30:15 Rep. Zolnikov
02:31:18 Rep. Woods
02:32:43 Lynne Pizzini, SITSD
02:33:07 Chair Ballance
02:36:43 Lynne Pizzini, SITSD
02:37:12 Rep. Ryan
02:37:40 Lynne Pizzini, SITSD

Closing by Sponsor:

02:38:55 Rep. Zolnikov

Committee Business:

02:40:21 Chair Ballance

02:40:52 **Motion:** Rep. Glimm moved **TO AUTHORIZE A DRAFT COMMITTEE BILL FOR THE STUDY OF THE STATE LABS AT THE MONTANA STATE UNIVERSITY.**

Discussion:

02:41:40 Chair Ballance
02:41:44 Rep. Tschida
02:42:09 Rep. Cook
02:42:17 Rep. Glimm
02:43:48 Rep. Cook
02:44:01 Chair Ballance
02:44:25 Rep. Keane

02:45:16 **Vote:** Motion carried 19-1 by voice vote with Rep. Burnett voting no. Rep. Dudik and Rep. D. Jones were excused.

02:46:45 Chair Ballance

02:47:35 Recessed

03:19:28 Reconvened with Rep. Knokey excused

EXECUTIVE ACTION ON HB 133

03:19:40 **Motion:** Rep. Brodehl moved that **HB 133 DO PASS.**

03:19:53 **Motion/Vote:** Rep. Patelis moved that **HB 133 BE AMENDED.** Motion carried unanimously by voice vote. Rep. Dudik, Rep. D. Jones and Rep. Knokey voted by proxy.

EXHIBIT(aph59a06)

03:21:38 **Motion/Vote:** Rep. Patelis moved that **HB 133 BE AMENDED.** Motion carried unanimously by voice vote. Rep. Dudik, Rep. D. Jones and Rep. Knokey voted by proxy.

EXHIBIT(aph59a07)

03:22:50 **Motion:** Rep. Patelis moved that **HB 133 BE AMENDED.**

EXHIBIT(aph59a08)

Discussion:

03:23:48 Vice Chair Brodehl
03:24:31 Rep. Cook
03:24:43 Vice Chair Brodehl
03:24:49 Rep. Lynch

03:25:49 **Vote:** Motion carried unanimously by voice vote. Rep. Dudik, Rep. D. Jones and Rep. Knokey voted by proxy.

03:26:12 **Motion:** Rep. Patelis moved that **HB 133 BE AMENDED.**

EXHIBIT(aph59a09)

Discussion:

03:27:05 Rep. Lynch

03:27:23 **Vote:** Motion carried 19-3 by voice vote with Rep. Glimm, Rep. Tschida and Rep. Woods voting no. Rep. Dudik, Rep. D. Jones and Rep. Knokey voted by proxy.

03:28:08 **Motion/Vote:** Rep. Patelis moved that **HB 133 BE AMENDED**. Motion carried unanimously by voice vote. Rep. Dudik, Rep. D. Jones and Rep. Knokey voted by proxy.

EXHIBIT(aph59a10)

03:29:03 **Motion/Vote:** Rep. Patelis moved that **HB 133 BE AMENDED**. Motion carried unanimously by voice vote. Rep. Dudik, Rep. D. Jones and Rep. Knokey voted by proxy.

EXHIBIT(aph59a11)

03:30:15 **Motion:** Rep. Brodehl moved that **HB 133 DO PASS AS AMENDED**.

Discussion:

03:30:27 Rep. Ellis
03:30:40 Rep. Lynch
03:31:01 Vice Chair Brodehl
03:31:18 Rep. Lynch
03:31:36 Chair Ballance
03:31:52 Rep. Patelis

03:31:56 **Vote:** Motion carried unanimously by voice vote. Rep. Dudik, Rep. D. Jones and Rep. Knokey voted by proxy.

EXECUTIVE ACTION ON HB 390

03:32:18 **Motion/Vote:** Rep. Brodehl moved that **HB 390 DO PASS**. Motion carried unanimously by voice vote. Rep. Dudik, Rep. D. Jones and Rep. Knokey voted by proxy.

EXECUTIVE ACTION ON HB 391

03:33:07 **Motion/Vote:** Rep. Brodehl moved that **HB 391 DO PASS**. Motion carried 17-5 by roll call vote with Rep. Ballance, Rep. Brodehl, Rep. Burnett, Rep. Glimm and Rep. D. Jones voting no. Rep. Dudik, Rep. D. Jones and Rep. Knokey voted by proxy.

EXECUTIVE ACTION ON HB 466

03:34:39 **Motion/Vote:** Rep. Brodehl moved that **HB 466 DO PASS**. Motion carried unanimously by voice vote. Rep. Dudik, Rep. D. Jones and Rep. Knokey voted by proxy.

EXECUTIVE ACTION ON HB 586

03:35:10 **Motion:** Rep. Brodehl moved that **HB 586 DO PASS**.

03:35:19 **Motion/Vote:** Rep. Brodehl moved that **HB 586 BE CONCEPTUALLY AMENDED TO STRIKE \$13.5 ON PAGE 1 LINE 18 AND INSERT \$13,457,944.87**. Motion carried unanimously by voice vote. Rep. Dudik, Rep. D. Jones and Rep. Knokey voted by proxy.

03:36:51 **Motion/Vote:** Rep. Brodehl moved that **HB 586 DO PASS AS AMENDED**. Motion carried unanimously by voice vote. Rep. Dudik, Rep. D. Jones and Rep. Knokey voted by proxy.

EXECUTIVE ACTION ON HB 592

03:37:23 **Motion:** Rep. Brodehl moved that **HB 592 DO PASS**.

Discussion:

03:37:34 Rep. Hamlett
03:38:10 Vice Chair McCarthy
03:38:43 Chair Ballance

03:39:21 **Vote:** Motion failed 6-16 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Hopkins, Rep. Keane and Rep. McCarthy voting aye. Rep. Dudik, Rep. D. Jones and Rep. Knokey voted by proxy.

03:40:54 **Motion/Vote:** Rep. Brodehl moved that **HB 592 BE TABLED**. Motion carried unanimously by voice vote. Rep. Dudik, Rep. D. Jones and Rep. Knokey voted by proxy.

Committee Business:

03:41:36 Chair Ballance

ADJOURNMENT

Adjournment: 03:42:36

Sherri Row, Secretary

sr

Additional Documents:

EXHIBIT([aph59aad.pdf](#))